

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Crim. No. 05-
 :
 -v- : 18 U.S.C. §§ 666(a)(1)(B) & 2
 : 26 U.S.C. § 7201
 MATTHEW V. SCANNAPIECO :
 INFORMATION

The defendant having waived in open court prosecution by indictment, the United States Attorney for the District of New Jersey charges:

COUNT 1
ACCEPTING CORRUPT PAYMENTS

1. At all times relevant to Count 1 of this Information:

A. Defendant MATTHEW V. SCANNAPIECO was the Mayor of Marlboro Township, New Jersey. As Mayor, MATTHEW V. SCANNAPIECO also was a member of the Marlboro Township Planning Board.

B. Marlboro Township was a municipal corporation located in Monmouth County, New Jersey and was an organization that received federal assistance in excess of \$10,000 per year.

C. The Marlboro Township Planning Board was composed of nine members, including the Mayor and a member of the Marlboro Township Council, and two alternate members. Except for the mayor and township council member, all members of the Marlboro Township Planning Board were appointed by the Mayor. The Marlboro Township Planning Board was responsible for reviewing and determining whether to approve any and all land-use development within Marlboro Township, including subdivisions,

site plans and planned development applications.

2. From in or about 1997 to in or about 2003, defendant MATTHEW V. SCANNAPIECO accepted corrupt cash payments as set forth below from a developer (the "Developer") and associates of the Developer in exchange for defendant MATTHEW V. SCANNAPIECO's assistance and support of various projects undertaken by the Developer in and around Marlboro Township. These projects often required review and approval by the Marlboro Township Planning Board.

YEAR	AMOUNT (APPROX.)	PROJECT
1997	\$25,000	Development proposal on and around Texas Road
1997-1998	\$60,000	Re-zoning of property south of Woodcliff Boulevard
1999	\$25,000	Settlement of the Developer's rights regarding Dutch Lane, Vanderburg Road, and Pleasant Valley Road
2001-2002	\$100,000	Re-zoning and land-use approvals for former Marlboro Airport site and surrounding property
2001-2002	\$10,000	Easement for railroad line near Dutch Lane and Buckley Road
2002-2003	\$25,000	Retail store on Routes 9 and 520

3. From in or about 1997 to in or about 2003, in Monmouth County, in the District of New Jersey, and elsewhere, defendant

MATTHEW V. SCANNAPIECO

being an agent of Marlboro Township, did knowingly, willfully, and corruptly solicit and demand for his benefit, and accept and agree to accept items of value, namely cash payments totaling approximately \$245,000, intending to be influenced and rewarded in connection with a business, transactions, and a series of transactions of Marlboro Township involving things of value of \$5,000 and more.

In violation of Title 18, United States Code, Sections 666(a)(1)(B) and 2.

COUNT 2
TAX EVASION (1998 TAX YEAR)

1. Paragraphs 1 and 2 of Count 1 of the Information are realleged and incorporated herein.

2. Defendant MATTHEW V. SCANNAPIECO was a certified public accountant, a certified financial auditor, and had earned a master's degree in finance. Defendant MATTHEW V. SCANNAPIECO was aware of his tax-reporting obligations, including the requirement to report all income to the Internal Revenue Service ("IRS"), and was able to prepare his own federal income tax returns.

3. Defendant MATTHEW V. SCANNAPIECO failed to disclose and report any of the income received from the Developer on his federal income tax returns, thereby intentionally causing those returns to understate a substantial amount of the income that defendant MATTHEW V. SCANNAPIECO had received.

4. To disguise his receipt of the corrupt cash payments from the Developer while still accessing those funds, defendant MATTHEW V. SCANNAPIECO regularly used the cash to purchase money orders, cashier's checks, and official bank checks in order to pay for personal living expenses, including jewelry, vacations, home furnishings, and home improvements. Defendant MATTHEW V. SCANNAPIECO conducted structured purchases of money orders from various post offices and other vendors in maximum amounts and on the same day, in order to avoid scrutiny.

5. In or about August 1998, defendant MATTHEW V.

SCANNAPIECO gave approximately \$35,000 to a relative, and directed the relative to: (a) deposit the cash into the relative's personal bank accounts in amounts under \$10,000, in order to avoid having the bank file a currency-transaction report with the IRS; and (b) purchase cashier's checks and write personal checks made payable to defendant MATTHEW V. SCANNAPIECO, and write "Gift" in the memo section of each check, in order to falsely represent that these were non-taxable items.

6. On or about April 15, 1999, defendant MATTHEW V. SCANNAPIECO signed, filed, and caused to be filed with the IRS a 1998 United States Individual Income Tax Return, Form 1040, on behalf of himself and his wife. That return stated that the taxable income for defendant MATTHEW V. SCANNAPIECO and his wife for 1998 was \$80,239. That tax return intentionally did not include approximately \$79,603 in additional taxable income (including corrupt cash payments from the Developer) that defendant MATTHEW V. SCANNAPIECO had received in 1998. Upon this income, an additional tax of approximately \$24,215 was due and owing to the United States.

7. On or about April 15, 1999, in the District of New Jersey, and elsewhere, defendant

MATTHEW V. SCANNAPIECO

knowingly and willfully did attempt to evade and defeat a substantial part of the income tax due and owing to the United

States in that he signed and caused to be filed a false and fraudulent 1998 U.S. Individual Income Tax Return, Form 1040, knowing it to be false, as described in paragraph 6 of this Count.

In violation of Title 26, United States Code, Section 7201.

CHRISTOPHER J. CHRISTIE
United States Attorney

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UNITED STATES OF AMERICA

v.

MATTHEW V. SCANNAPIECO

INFORMATION

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26 U.S.C. § 7201**

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